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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

Jointly Administered Under Case No.  
BK-S-06-10725 LBR

**Ex Parte Motion to Withdraw USACM  
Trust's Motion to Allow Proofs of  
Claim Based Upon Investment in the  
Amesbury Hatters Point Loan and  
Declaration**

The USACM Liquidating Trust (the "USACM Trust"), filed a Motion to Allow Proofs of claim Based Upon Investment in the Amesbury Hatters Point Loan, (the "Motion"), [DE 8915] and the supporting Declaration of Geoffrey L. Berman in Support of the Motion, (the "Declaration"), [DE 8916]. The Motion and Declaration were mistakenly filed under the "Objection" electronic case filing category. Therefore the USACM Trusts requests that the Motion and the Declaration be withdrawn. The Motion and Declaration have been property re-filed under the Motion Category as DE 8918, and DE 8921.

Wherefore, the USACM Trust respectfully requests the Motion, DE 8915 and the Declaration, DE 8916 be withdrawn.



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Respectfully submitted: August 12, 2011.

LEWIS AND ROCA LLP

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